S.B.Cr.Misc. II Bail App. No. 1631/2006
(Chaina Ram Vs. State of Rajasthan)

Date of order : 24/04/2006

**HON'BLE MR.H.R.PANWAR, J.**

Mr. Deepesh Beniwal for the petitioner.

Mr. J.P.S.Choudhary, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State.

While rejecting the first bail application, the petitioner was granted liberty to file a fresh bail application after the challan is filed. Learned counsel for the petitioner submits that challan has been filed. He has placed on record the challan papers. I have perused the challan papers.

It is contended by the learned counsel for the petitioner that the petitioner was not the occupant of the vehicle which alleged to have been found transporting the illicit liquor.

Looking to the facts and circumstances of the case and the fact that at the relevant time the petitioner was not in the vehicle which was found transporting illicit liquor, having considered the arguments advanced by the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this second bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Chaina Ram S/o Babulal be released on bail in CR No. 06/2006 P.S. Raipur, Pali provided he executes a personal bond for a sum of Rs.20,000/- with

two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

**(H.R.PANWAR), J.**

**RP**